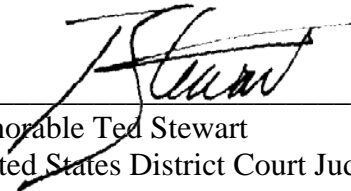


dismissed with prejudice. Plaintiff and Defendant shall each bear their own costs and attorney fees.

DATED this 2nd day of June, 2014.



Honorable Ted Stewart
United States District Court Judge

Approved as to form:

FABIAN & CLENDENIN, P.C. <u>/s/ Mark H. Anderson</u> Mark H. Anderson Rachel S. Anderson BIEGING SHAPIRO & BARBER LLP <u>/s/ Stephen B. Shapiro</u> Stephen B. Shapiro (admitted <i>pro hac vice</i>) <i>Attorneys for Plaintiff</i>	SNELL & WILMER L.L.P. <u>/s/ Elisabeth M. McOmber</u> Elisabeth M. McOmber SNELL & WILMER L.L.P. <u>/s/ Amy M. Samberg</u> Amy M. Samberg <i>Attorneys for Defendant</i>
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